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Attorney for Plaintiff Charles Carver

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CHARLES CARVER,

**Case No. CV 11-02362 SI**

## Plaintiffs,

**STIPULATION AND [PROPOSED] ORDER  
RE: CONTINUANCE OF  
TRIAL DATE**

VS.

CHARLES MOORE, individually and in his official capacity as Chief of Police, TIM WILSON, and DOES 1-20, inclusive, individually and in their official capacities as police officers for the City of SAN JOSE POLICE DEPARTMENT, AND THE CITY OF SAN JOSE

## Defendants.

1

The parties, by and through their respective counsel, John T. Bell for Plaintiff Charles Carver and Steven D. Dippell for Defendants City of San Jose and Officer Tim Wilson, herewith stipulate and jointly request that the jury trial scheduled for November 19, 2012 be continued to a date in April 2013, convenient for the Court. The parties also respectfully request that all existing hearing dates and deadlines be continued in accordance with the April 2013 trial date as described in the proposed order below.

## ATTESTMENT OF CONCURRENCE PER GENERAL ORDER 45 FOR FILING

I attest that concurrence in the filing of this document by the signatories, Steven B. Dippell

11

STIPULATION AND [PROPOSED] ORDER RE: THE CONTINITNACE OF TRIAL DATE

1 and John T. Bell, has been obtained, and that a record of the concurrence shall be maintained at the  
2 Law Offices of John T. Bell

3  
4  
5 DATED: June 8, 2012

**THE LAW OFFICES OF JOHN T. BELL**

6  
7  
8 By /s/ John T. Bell  
John T. Bell  
9 Attorney for Plaintiff Charles Carver

10  
11 DATED: June 8, 2012

**RICHARD DOYLE, City Attorney**

12  
13 By /s/ Steven B. Dippel  
STEVEN B. DIPPELL  
14 Sr. Deputy City Attorney  
15 Attorney for Defendants CITY OF SAN JOSE  
16 And OFFICER TIM WILSON

17 **ORDER**

18 Having read and considered the parties joint request and declaration of Plaintiff's counsel, and  
19 finding good cause for the relief requested,

20 It is hereby ORDERED that the existing trial date, all existing hearing dates, and deadlines are  
21 continued and pursuant to F.R.C.P. and the Local Rules of this Court:

22 FURTHER CASE MANAGEMENT: 11/2/12 @ 3 p.m.

23 Counsel **must** file a joint case management statement seven days in advance of the  
24 conference.

25 DISCOVERY PLAN: Per F.R. Civ. P and Local Rules subject to any provision below

26 NON-EXPERT DISCOVERY CUTOFF is January 7, 2013

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27  
28 STIPULATION AND [PROPOSED] ORDER RE: THE CONTINITNACE OF TRIAL DATE

1 DESIGNATION OF EXPERT: February 4, 2013 Rebuttal: February 13, 2013  
2 Parties **SHALL** conform to Rule 26(a)(2)

3 EXPERT DISCOVERY CUTOFF is February 27, 2013

4 DISPOSITIVE MOTIONS **SHALL** be filed by January 14, 2013

5 Opp. Due January 28, 2013; Reply Due February 11, 2013

6 <sup>22</sup>  
and set for hearing no later than February ~~14~~, 2013 at 9:00 AM

7 PRETRIAL CONFERENCE DATE: 4/16/13 @ 3:30 p.m.

8 JURY TRIAL DATE: 4/29/12 @ 8:30 a.m.

9 Courtroom 10, 19<sup>th</sup> floor.

10 TRIAL LENGTH is estimated to be \_\_\_\_\_ days

11 The pretrial conference **SHALL** be attended by trial counsel prepared to discuss all aspects of the  
12 case, including settlement. Parties **SHALL** conform to the attached instructions. Plaintiff is  
13 ORDERED to serve a copy of this order on any party subsequently joined in this action

14  
15 DATED: 6/11/12

  
SUSAN ILLSTON

16  
17 United States District Judge